

Express Mail Label No.: EM443442050US

**CONTINUED PROSECUTION APPLICATION (CPA)
REQUEST TRANSMITTAL**Submit an original, and a duplicate for fee processing
(Only for Continuation or Divisional applications under 37 CFR 1.53(d))CHECK BOX.
if applicable:
☐ DUPLICATE

ADDRESS TO: Box CPA	Attorney Docket No.	SYP-116
Assistant Commissioner for Patents Washington, D.C. 20231	First Named Inventor	Fuchs

This is a request for a ☒ continuation or ☐ divisional application under 37 CFR 1.53(d),
(continued prosecution application (CPA)) of prior application number 08/726,093,
filed on **October 4, 1996**, entitled:

METHODS AND KITS FOR HYBRIDIZATION ANALYSIS USING PEPTIDE NUCLEIC ACID PROBES.**NOTES**

FILING QUALIFICATIONS: The prior application identified above must be a nonprovisional application that is either:
(1) complete as defined by 37 C.F.R. § 1.51(b), or (2) the national stage of an international application in compliance with
35 U.S.C. 371. A notice will be placed on a patent issuing from a CPA, except for reissues and designs, to the effect that the
patent issued on a CPA and is subject to the twenty-year patent term provisions of 35 U.S.C. § 154(a)(2). Therefore, the
prior application of a CPA may have been filed before, on or after June 8, 1995.

C-I-P NOT PERMITTED: A continuation-in-part application cannot be filed as a CPA under 37 CFR 1.53(d), but must be
filed under 37 CFR 1.53(b).

EXPRESS ABANDONMENT OF PRIOR APPLICATION: The filing of this CPA is a request to expressly abandon
the prior application as of the filing date of the request for a CPA. 37 CFR 1.53(b) must be used to file a
continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

ACCESS TO PRIOR APPLICATION: The filing of this CPA will be construed to include a waiver of confidentiality by
the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 CFR
1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or
similar information concerning, the other application or applications in the file jacket.

35 U.S.C. 120 STATEMENT: In a CPA, no reference to the prior application is needed in the first sentence of the
specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be
entered. A request for a CPA is the specific reference required by 35 U.S.C., 120 and to every application assigned the
application number identified in such request, 37 CFR 1.78(a).

1. ☐ Enter the unentered amendment previously filed on _____ under 37 CFR 1.116 in the prior nonprovisional
application.
2. ☐ A preliminary amendment is enclosed.
3. ☐ This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).
 - a. ☐ **DELETE** the following inventor(s) named in the prior nonprovisional application:

 - b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. ☐ A new power of attorney or authorization of agent is enclosed.
5. ☐ Information Disclosure Statement (IDS) is enclosed:
 - a. ☐ PTO-1449
 - b. ☐ Copies of IDS Citations

RECEIVED
JUL 31 1998
GROUP 1800

	(1) CLAIMS	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
	TOTAL CLAIMS (37 CFR 1.16(c))	36 - 20 =	16	16 x \$ 22 =	\$ 352.00
	INDEPENDENT CLAIMS (37 CFR 1.16(b))	4 - 3 =	1	1 x \$ 82 =	\$ 82.00
	MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d))			+ \$ 270 =	\$ -
				BASIC FEE (37 CFR 1.16(a))	\$ 790.00
				Total of above Calculations =	\$ 1,224.00
	Reduction by 50% for filing by small entity (Note 37 CFR 1.9, 1.27, 1.28).				\$ -
	TOTAL =				\$ 1,224.00

6. ☐ Small entity status:

a. ☐ A small entity statement is enclosed.

b. ☐ A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.

c. ☐ is no longer claimed.

7. ☒ A check in the amount of \$1,224.00 is enclosed.

8. ☐ The Commissioner is hereby authorized to credit overpayments or charge any additional fees required under 37 CFR 1.16 to Deposit Account No. 20-0531.

9. ☐ A copy of the Petition and Fee for Extension of Time for _____ months up to and including _____ which was filed for the immediately prior application is enclosed herewith.

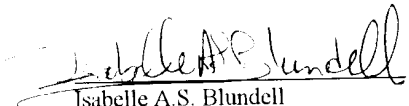
CORRESPONDENCE ADDRESS

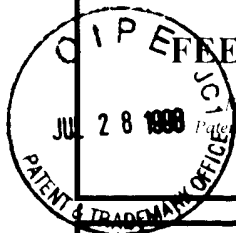
Direct all correspondence to: Patent Administrator
Testa, Hurwitz & Thibault, LLP
High Street Tower
125 High Street
Boston, MA 02110
Tel. No.: (617) 248-7000
Fax No.: (617) 248-7100

SIGNATURE BLOCK

Respectfully submitted,

Date: July 28, 1998
Reg. No. **P-43,321**
Tel. No.: (617) 248-7634
Fax No.: (617) 248-7100


Isabelle A.S. Blundell
Attorney for Applicants
Testa, Hurwitz & Thibault, LLP
High Street Tower
125 High Street
Boston, MA 02110



FEE TRANSMITTAL

Note: Effective October 1, 1997.
Patent fees are subject to annual revision

Complete if Known

Application Serial Number **08/726,093**
 Filing Date **October 4, 1996**
 First Named Inventor **Fuchs**
 Group Art Unit **1634**
 Examiner Name **Marschel, A.**
 Attorney Docket No. **SYP-116**

METHOD OF PAYMENT

1. ☒ **Payment Enclosed:**
☒ Check ☐ Money Order ☐ Other
2. ☒ The Commissioner is hereby authorized to credit or charge any fee indicated below to Deposit Account No. 20-0531.
☐ Required Fees (copy of this sheet enclosed).
☒ Additional fee required under 37 CFR 1.16 and 1.17.
☒ Overpayment Credit.

FEE CALCULATION

1. FILING FEE

Large Entity

Fee (\$)	Fee Description	Fee Paid
790	Utility filing fee	790.00
330	Design filing fee	
150	Provisional filing fee	

	Number Filed	Number Extra	Rate	Amount
Total Claims	36	- 20 =	16 x \$22.00	352.00
Independent Claims	4	- 3 =	1 x \$82.00	82.00

☐ Multiple Dependent Claim(s), if any \$270.00 =

TOTAL: 1,224.00

SMALL ENTITY DISCOUNT:

SUBTOTAL (1) (\$) 1,224.00

2. AMENDMENT CLAIM FEES

Claims Remaining After Amend.	Highest No. Previously Paid For	Present Extra	Rate	Fee Paid
Total	-	=	x \$22.00 =	
Indep	-	=	x \$82.00 =	
<input type="checkbox"/> First Presentation of Multiple Dep. Claim			+ \$270.00 =	

TOTAL: (\$)

SMALL ENTITY DISCOUNT: (\$)

SUBTOTAL (2) (\$)

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description	Fee Paid
130	65	Surcharge - late filing fee or oath	
50	25	Surcharge - late provisional filing fee or	
130	130	Non-English specification	
2,520	2,520	For filing a request for reexamination	
110	55	Extension for reply within first month	
400	200	Extension for reply within second month	
950	475	Extension for reply within third month	
1,510	755	Extension for reply within fourth month	
2,060	1,030	Extension for reply within fifth month	
310	155	Notice of Appeal	
310	155	Filing a brief in support of an appeal	
270	135	Request for oral hearing	
130	130	Petitions to the Commissioner	
50	50	Petitions related to provisional applications	
240	240	Submission of Information Disclosure Statement (37 CFR 1.97(c))	
130	130	Submission of Information Disclosure Statement (37 CFR 1.97(d))	
790	395	Filing a submission after final rejection (37 CFR 1.129(a))	
790	395	For each additional invention to be examined (37 CFR 1.129(b))	
		Other (Specify)	

SUBTOTAL (3) (\$)

SUBTOTAL (1) 1,224.00

SUBTOTAL (2)

SUBTOTAL (3)

TOTAL (\$) 1,224.00

CORRESPONDENCE ADDRESS

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